

PLAINTIFF'S
EXHIBIT
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COMES NOW, Defendant, Waller County, Texas (the “County”) in the above-styled matter and, pursuant to the Federal Rules of Civil Procedure, serves this Response and Objections to Plaintiffs’ First Set of Requests for Admissions.

Respectfully submitted,

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ATTORNEYS FOR ALL DEFENDANTS

CERTIFICATE OF SERVICE

This is to certify that on November 22, 2019, a true and correct copy of the foregoing document was served on all counsel of record via email.

/s/ Gunnar P. Seaquist
Gunnar P. Seaquist

RESPONSES AND OBJECTIONS TO REQUESTS FOR ADMISSIONS

1. Admit that, as of October 17, 2018, the total number of registered voters in Precinct 309 was higher than the total number of registered voters in any other precinct in Waller County.

RESPONSE: Defendant responds that after a diligent inquiry it lacks sufficient knowledge to either admit or deny this request as it does not have a registered voter list for October 17, 2018.

2. Admit that, as of October 17, 2018, the number of active, registered voters who were not on the “suspense list” in Precinct 309 was higher than the number of active, registered voters who were not on the “suspense list” in any other precinct in Waller County. (In other words, admit that even if “suspense” voters are excluded from each precinct’s total number of registered voters, as of the November 2018 general election, there were more “non-suspense” registered voters in Precinct 309 than in any other precinct in Waller County.)

RESPONSE: Defendant responds that after a diligent inquiry it lacks sufficient knowledge to either admit or deny this request as it does not have a registered voter list for October 17, 2018.

3. Admit that, in the March 2018 primary elections in Waller County, the proportion of early votes out of all votes cast by any means was higher in Precinct 309 than in any other precinct in Waller County.

RESPONSE: Defendant objects that this request is vague and ambiguous, and fails to specify with sufficient particularity the matter to be admitted. Subject to the foregoing objections, and preserving the same, Admit.

4. Admit that, in the November 2018 general elections in Waller County, the proportion of early votes out of all votes cast by any means was higher in Precinct 309 than in any other precinct in Waller County.

RESPONSE: Defendant objects that this request is vague and ambiguous, and fails to specify with sufficient particularity the matter to be admitted. Subject to the foregoing objections, and preserving the same, Admit.

5. Admit that Waller County has a history of official, state-sanctioned discrimination against Black voters that is well documented and judicially recognized.

RESPONSE: Defendant objects that this request is vague and ambiguous, and fails to specify with sufficient particularity the matter to be admitted. Defendant objects that this request also fails to identify a particular timeframe or “historical period” at issue. Defendant further objects that this

request impermissibly seeks to have Defendant conduct legal research. Defendant also objects that this request impermissibly seeks to have Defendant admit to a legal conclusion.

6. Admit that Waller County has a history of private discrimination against Black voters that is well documented and judicially recognized.

RESPONSE: Defendant objects that this request is vague and ambiguous, and fails to specify with sufficient particularity the matter to be admitted. Defendant objects that this request also fails to identify a particular timeframe or “historical period” at issue. Defendant further objects that this request impermissibly seeks to have Defendant conduct legal research. Defendant also objects that this request impermissibly seeks to have Defendant admit to a legal conclusion.

7. Admit that no current Black elected official in Waller County has been elected from a district in which the majority of voters are white persons.

RESPONSE: Defendant responds that after a reasonable inquiry it lacks sufficient knowledge to admit or deny this request.

8. Admit that no current Black elected official in Waller County has been elected on an at-large or county-wide basis.

RESPONSE: Admit.

9. Admit that Defendant set the original schedule for early voting hours and times for the 2018 general election in Waller County by September 5, 2019.

RESPONSE: Admit that the Commissioners Court set the original schedule for early voting hours and times for the 2018 general election in Waller County by September 5, 2019.